

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

SPHERE 3D CORP.,

*Plaintiff and  
Counterclaim-  
Defendant,*

vs.

GRYPHON DIGITAL MINING, INC.,

*Defendant and  
Counterclaim-Plaintiff.*

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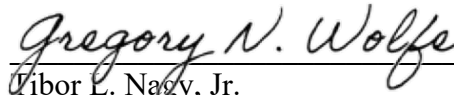
Case No. 1:23-cv-02954- PKC-VF

**NOTICE OF UNOPPOSED MOTION FOR ISSUANCE OF HAGUE CONVENTION  
REQUEST FOR INTERNATIONAL JUDICIAL ASSISTANCE TO  
OBTAIN EVIDENCE IN THE UNITED KINGDOM**

PLEASE TAKE NOTICE that upon the accompanying memorandum of law and the Declaration of Gregory N. Wolfe, dated August 21, 2024 (“Wolfe Declaration”), Plaintiff respectfully moves this Court, before the Honorable Valerie Figueredo, on such date and at such time as the Court may direct, to issue a Request for International Judicial Assistance Pursuant to the Hague Convention of 18 March 1970 on the Taking of Evidence Abroad in Civil or Commercial Matters (“Letter of Request”) to take testimony overseas, pursuant to 28 U.S.C. § 1781, Federal Rule of Civil Procedure 28(b), and Chapter I of the Hague Convention on the Taking of Evidence Abroad in Civil or Commercial Matters, March 18, 1970, T.I.A.S. No. 74444, 23 U.S.T. 2555. The proposed Letter of Request is attached as Exhibit A to the Wolfe Declaration. A Proposed Order is also filed with this Notice of Motion.

Dated: August 21, 2024  
New York, NY

**DNF LLP**

A handwritten signature in cursive script that reads "Gregory N. Wolfe". The signature is written in black ink and is positioned above a horizontal line.

Tibor L. Nagy, Jr.

Gregory N. Wolfe

Rahul Srinivas (pro hac vice forthcoming)

David Moosmann (pro hac vice forthcoming)

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